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COUNTY COURT OF THE STATE OF NEW YORK
COUNTY OF BROOME

The People of the State of New York

-vs- Indictment No. 13-607
(Jury Trial)
MICHAEL DEGNAN,
Defendant.

Broome County and Family Courts Building
Binghamton, New York

February 1, 2016

B e f o r e : HON. BRIAN D. BURNS
Acting Broome County Court Judge
And a trial Jury

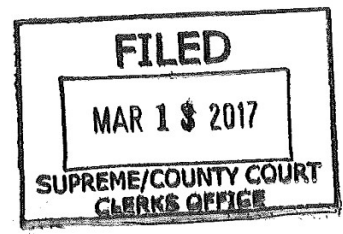
APPEARANCES:

For the People : STEPHEN K. CORNWELL, JR., ESQ.
District Attorney
BY: PETER N. DELUCIA, ESQ.
Senior Assistant District Attorney

For the Defendant: MICHAEL DEGNAN, SRL

Also Present: MICHAEL J. SULLIVAN, ESQ.
Legal Advisor to the Defendant

Aaron R. Alweis, RPR, CSR, CRR
Senior Court Reporter



People vs. Michael Degnan

1 All right. Turning to pre-trial matters,
2 we have right now a 14-count indictment. Do the
3 People intend on proceeding on each of those counts?

4 MR. DELUCIA: No, Judge. Per the letter
5 and then, previous to the letter, the discussion I
6 had with Mr. Sullivan, there are three counts we're
7 moving to dismiss in that indictment and they are the
8 first count, rape in the first degree, Section 10.35,
9 Subdivision 1 of the Penal Law.

10 Then moving sequentially forward, the third
11 count in the indictment, criminal sexual act in the
12 first degree. That's 130.50, Subdivision 1,
13 essentially the allegation there is anal sexual
14 conduct by forcible compulsion.

15 And then, lastly, the very next count,
16 which would be the fourth count, alleging criminal
17 sexual act, also in the first degree, Subdivision 1
18 of 130.50. And there oral sexual conduct by forcible
19 compulsion, in essence.

20 Those three counts.

21 THE COURT: Mr. Degnan, I assume you have
22 no objection to the Court dismissing Counts 1, 3 and
23 4.

24 THE DEFENDANT: No, your Honor.

25 However, I'd like to ask you a question.